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COPY OF LOSS OF SMALL ENTITY STATUS FILED 12/20/04

ATTORNEY DOCKET NO.: SPINE 3.0-455 CONT VI

APPLICATION NO.: 10/776,471

CONFIRMATION NO.: 4066

MAILING DATE OF NOTICE OF ALLOWANCE: July 26, 2005

FAX NUMBER: (703) 748-4000

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## CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

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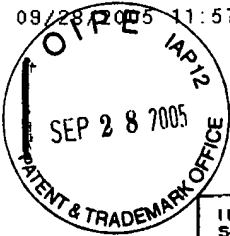
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Dated: December 20, 2004 Signature: Michael J. Doherty

(Michael J. Doherty)

Docket No.:  
SPINE 3.0-455 CONT VI  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Zubok et al.

Application No.: 10/776,471

Filed: February 11, 2004

Art Unit: 3738

For: CERVICAL DISC REPLACEMENT

Examiner: C. L. Miller

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Assignee, SpineCore, Inc., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

Dated: December 20, 2004

Respectfully submitted,

By Michael J. Doherty  
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